

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Shigekiyo FUJII, et al.

Art Unit: 2614

Application No.: 10/568,447

Filed: February 15, 2006

For: HEARING AID

CERTIFICATION UNDER 37 CFR §1.97(e)(1)

**Assistant Commissioner of Patents
Washington, DC 20231**

Dear Sir:

In fulfillment of 37 CFR 1.97(c)(1) and 1.97(e)(1), it is hereby certified that each item of information contained in the attached Information Disclosure Statement was first cited in any communication (see the attached copy of a Japanese Office Action dated August 1, 2008) from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

If any fee is due, it may be charged to deposit account no. 04-1061

Respectfully submitted,

/James Edward Ledbetter/

Date: October 28, 2008

**James E. Ledbetter
Registration No. 28,732**

JEL/krw

**ATTORNEY DOCKET NO. 008638-06102
DICKINSON WRIGHT, PLLC
1875 EYE STREET, NW, Suite 1200
WASHINGTON, DC 20006
TELEPHONE: (202) 457-0160
FACSIMILE: (202) 659-1559
DC 8638-6102 127326**